

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

**IN RE: GARDASIL PRODUCTS
LIABILITY LITIGATION**

MDL No. 3036

**THIS DOCUMENT RELATES TO ALL
BELLWETHER CASES**

*Filed Under Seal Pursuant to Stipulated
Protective Order (Feb. 14, 2023) (ECF 70)*

**NOTICE OF SEALED FILING
Local Civ. R. 6.1(g)**

Pursuant to Local Civil Rule 6.1(g), Plaintiffs' Co-Lead Counsel files this notice of the sealed filing of Plaintiffs' brief in opposition to Merck's motion to exclude the expert report and testimony of Dr. Martin Kulldorff. *See* ECF Nos. 238, 239. The brief demonstrates that Merck's motion should be denied because Dr. Kulldorff's expert opinion testimony is admissible pursuant to Federal Rule of Evidence 702 and *Daubert v. Merrell Dow*, 509 U.S. 579 (1993) and its progeny. Plaintiffs' Co-Lead Counsel have filed their opposition brief under seal pursuant to paragraph 10 of the Stipulated Protective Order (ECF No. 70) because the brief quotes and attaches materials – including Dr. Kulldorff's report and deposition transcript and internal Merck documents – that have been designated as "CONFIDENTIAL" under the protective order and includes references to information in those materials.

Dated: February 6, 2025

Respectfully submitted,

/s/ Paul J. Pennock

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CERTIFICATE OF SERVICE

A copy of this filing was served on all counsel of record through this Court's electronic filing system.

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/s/ Josh Autry
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